IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FOURTEENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 228 of 2000

Between:

1 K.Siva Kumar S/o Late Pentaiah,
R/o 18-3-4 to 6, Chatrinaka,
Out side Laldarwaza, Hyderabad.
2 K.Sadananad, S/o Late Pentaiah,
R/o 18-3-4 to 6, Chatrinaka,
Out side Laldarwaza, Hyderabad.

..... PETITIONERS

AND

1. The Municipal Corporation. of Hyderabad, Rep by its Commissioner & Special Officer, Tank Bund Road, Hyderabad.

2. The Additional Commissioner, Municipal Corporation of Hyderabad, South Zone, Sardar Mahal, Charminar, Hyderabad

3. The Executive Engineer, Municipal Corporation of Hyderabad, Zone-I, Sardar Mahal, Charminar, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ more in the nature of mandamus declaring the action of the respondents in seeking to dispossess the petitioners from the open space of H.No.18-3-4 to 6 situated at Chatrinaka, Outside Laldarwaza, Hyderabad without acquiring their land as being arbitrary, illegal, and unconstitutional and violative of

provisions of M.C.H.Act and consequently direct the respondents not to dispossess the petitioners without due process of law.

Counsel for the Petitioner: MR.P.LAKSHMA REDDY

Counsel for the Respondent Nos. 1 to 3: MR.GANTA RAMA RAO

The Court made the following:

Oral order:-

This writ petition is filed seeking a direction to the respondents not to dispossess the petitioners from the open space of H.No. 18-3-4 to 6 situated at Chatrinaka, outside Laldarwaza, Hyderabad without acquiring their land.

This court while ordering notice before admission in the writ petition on 11-01-2000, directed the respondents not to dispossess the petitioners from open space of H.No. 18-3-4 to 6 situated at Chatrinaka, outside Laldarwaza, Hyderabad, except through due process of law.

Since the relief sought in the main writ petition and the interim order granted by this court on 11-01-2000 is similar, no further adjudication in this writ petition is required.

Accordingly, this writ petition is disposed of. No costs.

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ELIPE DHARMA RAO, J

Dt. 14-07-2005

Pvks/*

To

1. The Commissioner & Special Officer, Municipal Corporation. of Hyderabad, Tank Bund Road, Hyderabad.

2. The Additional Commissioner, Municipal Corporation of Hyderabad, South Zone, Sardar Mahal, Charminar, Hyderabad

3. The Executive Engineer, Municipal Corporation of Hyderabad, Zone-I, Sardar Mahal, Charminar, Hyderabad.

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